

LG302*

LOCAL GOVERNMENT ACT 1995*Shire of Ravensthorpe***FENCING AMENDMENT LOCAL LAW 2015**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it the Council of the Shire of Ravensthorpe resolved on the 17th day of December 2015 to make the following local law.

1. Citation

This Local Law may be cited as the *Shire of Ravensthorpe Fencing Amendment Local Law 2015*.

2. Principal Local Law

In this local law, the Shire of Ravensthorpe Fencing Local Law 2015 as published in the *Government Gazette* on 22 May 2015 is referred to as the Principal Local Law. The Principal Local Law is amended.

3. Clause 5(1) amended

Delete clause 5(1) and insert—

- (1) A person shall not erect a dividing fence or a boundary fence that is not a sufficient fence.

4. Clause 19 amended

Delete clause 19 and insert—

19. Objection and Appeal

When the local government makes a decision under clause 3.2, the provisions of Part 9 Division 1 of the *Local Government Act 1995*, and regulation 33 of the *Local Government (Functions and General) Regulations 1996*, apply to that decision.

5. Schedule 3 amended

In Schedule 3 delete clauses 1 and 2 and insert—

1. In the case of a non-electrified fence, a sufficient fence on a Rural Lot and a Rural Residential Lot is a fence of posts and wire construction, the minimum specifications for which are—
 - (a) wire shall be high tensile wire and not less than 2.5mm. A minimum of seven wires shall be used, generally with the lower wires spaced closer together than the higher wires so as to prevent smaller stock passing through, and connected to posts in all cases.
 - (b) posts shall be of indigenous timber or other suitable material including—
 - (i) timber impregnated with a termite and fungicidal preservative;
 - (ii) standard iron star pickets; or
 - (iii) concrete;
cut not less than 1650mm long x 50mm diameter at small end if round or 125mm x 60mm if split or sawn. Posts to be set minimum 550mm in the ground and 1100mm above the ground; and
 - (c) strainer posts shall be not less than 2250mm long and 50mm diameter at the small end (tubular steel to be 50mm in diameter) and shall be cut from indigenous timber or other suitable material. These shall be placed a minimum of 1000mm in the ground.
2. An electrified fence having five wires only is a sufficient fence if constructed generally in accordance with (1).

Dated this 17th day of December 2015.

The Common Seal of the Shire of Ravensthorpe was affixed in the presence of—

KEITH DUNLOP, President.
IAN FITZGERALD, Chief Executive Officer.